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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

FACEBOOK, INC.,

Plaintiff,

v.

POWER VENTURES, INC. a Cayman Island Corporation; STEVE VACHANI, an individual; DOE 1, d/b/a POWER.COM, DOES 2-25, inclusive,

Defendants.

Case No. 5:08-cv-05780 JW

DECLARATION OF MORVARID METANAT IN SUPPORT OF FACEBOOK, INC.'S REPLY IN SUPPORT OF MOTION TO COMPEL DEFENDANTS TO PERFORM THOROUGH SEARCH FOR RESPONSIVE DOCUMENTS AND FOR PRODUCTION THEREOF

Judge: Hon. James Ware
Courtroom: 15, 18th Floor

1 I, Morvarid Metanat, hereby declare and state as follows:

2 1. I am an attorney with the law firm of Orrick, Herrington & Sutcliffe LLP, counsel
3 of record to Facebook, Inc. in the above-captioned matter. I make this declaration based on my
4 personal knowledge, unless otherwise noted. If called, I can and will testify competently to the
5 matters set forth herein.

6 2. Attached hereto as **Exhibit Q** is a true and correct copy of a Notice of Subpoena to
7 Ed Niehaus, served August 16, 2011.

8 3. Attached hereto as **Exhibit R** is a true and correct copy of a letter from Timothy
9 Fisher to Morvarid Metanat, dated September 1, 2011.

10 4. Attached hereto as **Exhibit S** is a true and correct copy of Non-Party Ed Niehaus's
11 production document, bearing Bates Nos. Niehaus 00089-93. **[DESIGNATED HIGHLY
12 CONFIDENTIAL PURSUANT TO PROTECTIVE ORDER—LODGED UNDER SEAL]**

13 5. Attached hereto as **Exhibit T** is a true and correct copy of Non-Party Ed Niehaus's
14 production document, bearing Bates Nos. Niehaus 00001-2. **[DESIGNATED HIGHLY
15 CONFIDENTIAL PURSUANT TO PROTECTIVE ORDER—LODGED UNDER SEAL]**

16 6. Attached hereto as **Exhibit U** is a true and correct copy of Non-Party Ed Niehaus's
17 production document, bearing Bates Nos. Niehaus 00056-64. **[DESIGNATED HIGHLY
18 CONFIDENTIAL PURSUANT TO PROTECTIVE ORDER—LODGED UNDER SEAL]**

19 7. Attached hereto as **Exhibit V** is a true and correct copy of Non-Party Ed Niehaus's
20 production document, bearing Bates Nos. Niehaus 00078-81. **[DESIGNATED HIGHLY
21 CONFIDENTIAL PURSUANT TO PROTECTIVE ORDER—LODGED UNDER SEAL]**

22 8. Attached hereto as **Exhibit W** is a true and correct copy of Non-Party Ed
23 Niehaus's production document, bearing Bates Nos. Niehaus 00229-230. **[DESIGNATED
24 HIGHLY CONFIDENTIAL PURSUANT TO PROTECTIVE ORDER—LODGED
25 UNDER SEAL]**

26 9. Attached hereto as **Exhibit X** is a true and correct copy of Non-Party Ed Niehaus's
27 production document, bearing Bates Nos. Niehaus 00545-557. **[DESIGNATED HIGHLY
28 CONFIDENTIAL PURSUANT TO PROTECTIVE ORDER—LODGED UNDER SEAL]**

10. Attached hereto as **Exhibit Y** is a true and correct copy of Non-Party Ed Niehaus's production document, bearing Bates Nos. Niehaus 00610-631. [DESIGNATED HIGHLY CONFIDENTIAL PURSUANT TO PROTECTIVE ORDER—LODGED UNDER SEAL]

11. Attached hereto as **Exhibit Z** is a true and correct copy of a Notice of Subpoena to Leigh R. Power, served August 19, 2011.

12. Attached hereto as **Exhibit AA** is a true and correct copy of a letter from Leigh Power to Jeff Cox, signed August 29, 2011.

13. Attached hereto as **Exhibit BB** is a true and correct copy of Non-Party Leigh Power's production document, bearing Bates No. LP00437.

14. Attached hereto as **Exhibit CC** is a true and correct copy of Non-Party Leigh Power's production document, bearing Bates No. LP00438.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge. Executed this 13th day of September, 2011 at Menlo Park, California.

Dated: September 13, 2011

ORRICK, HERRINGTON & SUTCLIFFE LLP

/s/ Morvarid Metanat
MORVARID METANAT
Attorneys for Plaintiff
FACEBOOK, INC.